

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

AMAZON.COM, INC. and AMAZON
DATA SERVICES, INC.,

Plaintiffs,

v.

WDC HOLDINGS LLC dba NORTHSTAR
COMMERCIAL PARTNERS; BRIAN
WATSON; STERLING NCP FF, LLC;
MANASSAS NCP FF, LLC; NSIPI
ADMINISTRATIVE MANAGER; NOVA
WPC LLC; WHITE PEAKS CAPITAL LLC;
VILLANOVA TRUST; CASEY
KIRSCHNER; ALLCORE DEVELOPMENT
LLC; FINBRIT HOLDINGS LLC;
CHESHIRE VENTURES LLC; CARLETON
NELSON; JOHN DOES 1-20,

Defendants.

CASE NO. 1:20-CV-484-LO-TCB

**PLAINTIFFS' MOTION TO COMPEL PRODUCTION OF DOCUMENTS AND
INTERROGATORY RESPONSES**

Plaintiffs Amazon.com, Inc. and Amazon Data Services, Inc. respectfully move under Federal Rule of Civil Procedure 37(a) and Local Civil Rule 37(A) to compel Defendants Brian Watson and WDC Holdings LLC dba Northstar Commercial Partners to: (i) produce all documents and information responsive to Requests 5, 7, 8, 11, 14, and 15, and Interrogatories 3, 4, 5, and 7 of Plaintiffs' First Requests for Production and Interrogatories (Dkt. 94); and (ii) supplement their responses to the remaining Requests and Interrogatories, including with information improperly withheld under privilege objections that Defendants failed to log and have now waived. Plaintiffs further respectfully request the Court order Defendants to pay Plaintiffs' reasonable expenses incurred in making this motion, including attorney's fees, pursuant to Fed. R. Civ. P. 37(a)(5)(A).

On July 17, 2020, during a hearing on Plaintiffs' motion for an order to show cause (Dkt. 67), this Court concluded that discovery was warranted to assess Defendants' claim that they are unable to comply with the preliminary injunction. On July 21, 2020, Plaintiffs submitted their proposed discovery requests (Dkt. 94), which this Court subsequently entered, ordering Defendants to "respond to [Plaintiffs' First Requests for Production and Interrogatories] pursuant to Federal Rules of Civil Procedure 26, 33, and 34," (Dkt. 95 at 1). On August 5, 2020, Defendants served boilerplate objections and refused to answer the discovery requests; after the parties met and conferred on August 12, 2020, Defendants agreed to revisit their objections or to otherwise respond or produce responsive documents. On August 20, 2020, Defendants partially responded to certain Requests and Interrogatories, but refused to respond to Requests 5, 7, 8, 11, 14, and 15, as well as to Interrogatories 3, 4, 5, and 7. At a subsequent meet and confer on August 28, 2020, Defendants confirmed that they would not respond to these discovery requests. The parties are therefore at an impasse on these issues, *see L. Civ. R. 7(E)*, and Plaintiffs respectfully move the Court for an order compelling the production of documents and interrogatory responses, as well as payment of reasonable fees and costs incurred in the filing of this motion, as detailed within the concurrently filed memorandum of law.

Dated: October 20, 2020

Respectfully submitted,

s/ Travis S. Andrews

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CERTIFICATE OF SERVICE

I hereby certify that on October 20, 2020, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system. I will send then send the document and a notification of such filing (NEF) to the following parties via U.S. mail to their last-known address:

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